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**FACSIMILE COVER PAGE**

To: UNITED STATES PATENT AND TRADEMARK OFFICE  
MISSING PARTS

Fax No.: (571) 273-8300

No. of Pages: 14 (incl. this page)

From: Michael M. Ballard

Date: March 3, 2006

File No./Subject: **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

United States Patent Application

Serial No.: 10/540,788

Filing Date: June 27, 2005

Title: **SINGLE PIECE OPTICAL MECHANICAL ASSEMBLY FOR OPTICAL  
DATA STORAGE ENGINES**

Applicants: Combe, et al.

Our File: 15584.11

**PRIVILEGED AND CONFIDENTIAL**

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PATENT APPLICATION  
Docket No: 15584.11

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Combe, et al.

Serial No.:

10/540,788

Art Unit  
3764

Filed:

June 27, 2005

Confirmation No.:

Not yet known

For:

SINGLE PIECE OPTICAL MECHANICAL ASSEMBLY  
FOR OPTICAL DATA STORAGE ENGINES

Examiner:

Unassigned

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following documents are being filed with the U.S. Patent and Trademark Office via facsimile to U.S. Patent and Trademark Office, facsimile number: (571) 273-8300 this 3<sup>rd</sup> day of March, 2006:

- Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pgs.) (in duplicate)
- Declaration, Power of Attorney, and Petition (3 pgs.)
- Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pgs.)
- Petition and Fee for One-Month Extension of Time (2 pages)
- Form PTO-2038 submitting Credit Card Payment in the amount of \$125.00 (Late Oath Surcharge \$65; One-Month Extension \$60)

Respectfully submitted,



Linda Clark, Assistant to  
Michael M. Ballard  
Attorney for Applicants  
Registration No. 54,978  
Customer No. 022913  
Telephone No. (801) 533-9800

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65.00 DP

MMB/lrc  
LC0000002827V001

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Docket No: 15584.11

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Unassigned

Mail Stop: MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN  
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

In response to the Notification of Missing Requirements mailed December 15, 2005, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- ☒ A Declaration, Power of Attorney, and Petition executed by the inventors Tony D. Combe and David Shepherd.
- ☒ A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)
- ☒ A Certificate of Deposit under 37 C.F.R. § 1.6.
- ☒ Credit Card Payment Form PTO-2038 in the amount of \$125.00 is enclosed to cover:
  - ☐ The \_\_\_\_\_ government filing fee.
  - ☒ The \$65.00 surcharge fee pursuant to 37 C.F.R. § 1.16(e).
  - ☒ The \$60.00 One-Month Extension of Time.

10/540,788

Page 2

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178.

☒ Any additional filing fees required under 37 C.F.R. § 1.16.

☒ Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.

☒ Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

☒ Any patent application processing fees under 37 C.F.R. § 1.17.

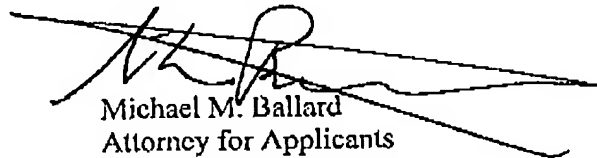
☐ The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

☒ A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 3 day of March, 2006.

Respectfully submitted,

  
Michael M. Ballard  
Attorney for Applicants  
Registration No. 54,978  
Customer No. 022913  
Telephone No. (801) 533-9800

MMB/lrc  
1/20060002827V001

CENTRAL FAX CENTER

MAR 03 2006

PATENT APPLICATION  
Docket No: 15584.11

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

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Examiner:

Unassigned

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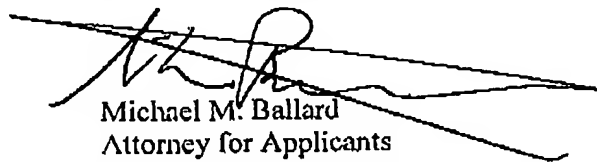
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Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 3 day of March, 2006.

Respectfully submitted,



Michael M. Ballard  
Attorney for Applicants  
Registration No. 54,978  
Customer No. 022913  
Telephone No. (801) 533-9800

MMB/lrc  
1.C0000002827V001



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1430  
Alexandria, Virginia 22313-1430  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,788	Tony Combe	15584.11

INTERNATIONAL APPLICATION NO.  
PCT/GB03/05722

I.A. FILING DATE	PRIORITY DATE
12/24/2003	01/09/2003

22913  
WORKMAN NYDEGGER  
(F/K/A WORKMAN NYDEGGER & SEELEY)  
60 EAST SOUTH TEMPLE  
1000 EAGLE GATE TOWER  
SALT LAKE CITY, UT 84111

**CONFIRMATION NO. 7171**

### 371 FORMALITIES LETTER

\*OC000000017635204\*

Date Mailed: 12/15/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/27/2005
- Copy of the International Search Report filed on 06/27/2005
- Preliminary Amendments filed on 06/27/2005
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

MES VER.  
2/26/50  
12/20/50

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

**Total additional fees required for this application is \$65 for a Small Entity:**

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,788	PCT/GB03/05722	15584.11

FORM PCT/DO/EO/905 (371 Formalities Notice)